

EXHIBIT B

Donald Watnick

From: NYSD_ECF_Pool@nysd.uscourts.gov
Sent: Monday, July 30, 2007 3:51 PM
To: deadmail@nysd.uscourts.gov
Subject: Activity in Case 1:07-cv-03477-LAK Von Hassel v. Saint-Saens Affidavit of Service Complaints

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U.S. District Court

United States District Court for the Southern District of New York

Notice of Electronic Filing

The following transaction was entered by Watnick, Donald on 7/30/2007 at 3:51 PM EDT and filed on 7/30/2007

Case Name: Von Hassel v. Saint-Saens
Case Number: 1:07-cv-3477
Filer: Christian Augustin Von Hassel
Document Number: 5

Docket Text:

AFFIDAVIT OF SERVICE of Summons and Amended Complaint., University Press of the South, Inc. served on 7/5/2007, answer due 7/25/2007. Service was accepted by Tara Zeprowski, State of La., Sec. of State. Document filed by Christian Augustin Von Hassel. (Watnick, Donald)

1:07-cv-3477 Notice has been electronically mailed to:

Donald E. Watnick dwatnick@watnicklaw.com

1:07-cv-3477 Notice has been delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1008691343 [Date=7/30/2007] [FileNumber=3632857-0] [067aecbc26db8f526307376207b5fcf4ce07e60f11ca5a64926e8a858bb4867f6aa811c1d682f8d780bfae0f0c73d77e8b0b5ab305f9d47e23e5bcad3099fe66]]

AG-440 (Rev. 10/93) Summons in a Civil Action - SDNY WEB 4/93

United States District Court
JUDGE KAPLAN SOUTHERN

DISTRICT OF

NEW YORK

CHRISTIAN AUGUSTIN VON HASSELL a/k/a
AGOSTINO VON HASSELL,

v.

ALAIN SAINT-SAËNS and UNIVERSITY
PRESS OF THE SOUTH, INC.

SUMMONS IN A CIVIL CASE

CASE NUMBER:

07 CV 3477

TO: (Name and address of defendant)

University Press of the South, Inc.
5500 Prytania Street, PMB 421
New Orleans, Louisiana

Alain Saint-Saëns

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Donald E. Watnick
LAW OFFICES OF DONALD WATNICK
292 Madison Avenue, 17th Floor
New York, NY 10017
(212) 213-6886

an answer to the complaint which is herewith served upon you, within _____ days after service of this
summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for
the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period
of time after service.

J. MICHAEL McMAHON

CLERK

(BY) DEPUTY CLERK

MAY 01 2007

DATE

AO 440 (Rev. 10/93) Summons in a Civil Action -SONY WEB 4/99

RETURN OF SERVICE

Service of the Summons and Complaint was made by me ¹ NAME OF SERVER (PRINT)	DATE	
Steven C. Powell	7-5-07 Vocero Service	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<input checked="" type="checkbox"/> Other (specify): Social University Press of the South Inc and Alain Saint-Exupéry Hierich Hubertus Secretary of State 8549 United Plaza Blvd Suite - Room Building 70501 - West Zipsowksi, Commercial Ampitheater pianist accepted friends		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 7-5-07 / 3:45
Date

Steven C. Powell
Signature of Server

BOMBET, CASHIO & ASSOCIATES
11220 North Harrell's Ferry Road
BATON ROUGE, LOUISIANA 70846-0801
(225) 275-0796 FAX (225) 272-3631
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

EXHIBIT C

Donald E. Watnick (DW 6019)
LAW OFFICES OF DONALD WATNICK
292 Madison Avenue, 17th Floor
New York, New York 10017
(212) 213-6886

Attorneys for Plaintiff
Christian Augustin von Hassell
a/k/a Agostino von Hassell

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
CHRISTIAN AUGUSTIN VON HASSELL a/k/a :
AGOSTINO VON HASSELL, : 07 Civ.3477 (LAK)
: Plaintiff, :
- against - :
: :
ALAIN SAINT-SAËNS and UNIVERSITY :
PRESS OF THE SOUTH, INC., :
: Defendants. :
: :
----- X

PLEASE TAKE NOTICE that, upon the annexed Declaration of Donald E. Watnick,
Esq., and the exhibits annexed thereto, and the prior proceedings in this case, Plaintiff
CHRISTIAN AUGUSTIN VON HASSELL a/k/a AGOSTINO VON HASSELL, hereby applies
to the Clerk of this Court, pursuant to Fed. R. Civ. P. 55 and Local Rule 55.1 of this Court, for a

Certificate of Default with respect to Defendant University Press of the South, Inc.

Dated: New York, New York
August 13, 2007

LAW OFFICES OF DONALD WATNICK

By: Donald E. Watnick

Donald E. Watnick (DW 6019)

292 Madison Avenue – 17th Floor

New York, New York 10017

(212) 213-6886

Attorneys for Plaintiff

*Christian Augustin von Hassell a/k/a Agostino
von Hassell*

Donald E. Watnick (DW 6019)
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 292 Madison Avenue, 17th Floor
 New York, New York 10017
 (212) 213-6886

Attorneys for Plaintiff
Christian Augustin von Hassell
a/k/a Agostino von Hassell

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK

CHRISTIAN AUGUSTIN VON HASSELL a/k/a AGOSTINO VON HASSELL, Plaintiff, - against - ALAIN SAINT-SAËNS and UNIVERSITY PRESS OF THE SOUTH, INC., Defendants.	-X- : : : : : : : : : : : : : : X
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DECLARATION

I, DONALD E. WATNICK, an attorney duly admitted to practice law in the State of New York and this Court, hereby declare, under the penalty of perjury under the laws of the United States of America, that the following statements are true and correct:

1. I am attorney of record in the above-entitled case for Plaintiff CHRISTIAN AUGUSTIN VON HASSELL a/k/a AGOSTINO VON HASSELL, and am fully familiar with the facts set forth herein. I make this Declaration in support of Plaintiff's application for a Certificate of Default by the Clerk with respect to Defendant University Press of the South, Inc., pursuant to Fed. R. Civ. P. 55 and Local Rule 55.1 of this Court.
2. Defendant UNPS is a corporation organized under the laws of the State of Louisiana. Therefore, it is not an infant, in the military or an incompetent person.
3. On July 5, 2007, the summons and complaint was served upon Defendant UNPS

through the Secretary of State of the State of Louisiana. (A copy of the Affidavit of Service filed with this Court is annexed hereto as Exhibit A.)

4. Service was made upon Defendant UNPS through the Secretary of State in accordance with Fed. R. Civ. P. 4(h)(1) and Fed. R. Civ. 4(e)(1), which provides for service pursuant to the state laws where the District Court is located (New York) and where service is effected (Louisiana). Both Louisiana law (LSA-C.C.P. Art. 1262) and New York law (N.Y. BCL Section 306) provide for service of process on a corporation through the Secretary of State.

5. Defendant UNPS has failed to appear or otherwise defend this action. More than 20 days have passed since the date of service of the Summons and Complaint upon Defendant UNPS as required by Fed. R. Civ. P. 12. Therefore, Plaintiff is entitled to a default judgment, pursuant to Fed. R. Civ. P. 55, which provides that “[w]hen a party against whom a judgment for affirmative relief is sought has failed to plead or otherwise defend as provided by these rules and that fact is made to appear by affidavit or otherwise, the clerk shall enter the party’s default.”

WHEREFORE, on behalf of Plaintiff CHRISTIAN AUGUSTIN VON HASSELL a/k/a AGOSTINO VON HASSELL, I respectfully request that the Clerk of the United States District Court for the Southern District enter a Certificate of Default, in the form accompanying this application, against Defendant University Press of the South, Inc.

Executed On: August 13, 2007



Donald E. Watnick (DW 6019)